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Attorneys for Plaintiff, PROBUILDERS SPECIALTY INSURANCE COMPANY, RRG

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

PROBUILDERS SPECIALTY INSURANCE  
COMPANY, RRG, a District of Columbia  
Company,

Plaintiff,

vs.

HUNTER INSURANCE SERVICES, INC., a  
California Corporation; and DOES 1 through  
10, inclusive,

Defendants.

Case No: 2:11-cv-01466 KJD PAL

**AMENDED**

JOINT DISCOVERY PLAN AND  
SCHEDULING ORDER; SPECIAL  
SCHEDULING REVIEW REQUESTED

Complaint Filed:	September 12, 2011
Discovery Cut-Off:	None
Motion Cut-Off:	None
Trial Date:	None

Pursuant to Rule 26(f) of the Federal Rules of Civil Procedure ("FRCP") and Local Rule 26-1, Plaintiff PROBUILDERS SPECIALTY INSURANCE COMPANY, RRG ("Plaintiff" or "PROBUILDERS") and Defendant, HUNTER INSURANCE SERVICES ("Defendant" or "HUNTER"), by and through their respective counsel of record, hereby submit this Amended Joint Discovery Plan and Scheduling Order.

Special Scheduling Review is requested because there is a related, underlying matter in California Superior Court, County of Riverside, *ProBuilders Insurance Services, RRG v. Jose Luis*

1 *Cardenas, et al.*, Case No. INC 060947. This matter was tried earlier this year, and a motion for  
2 judgment was filed and heard on March 29, 2012. The parties are currently awaiting a ruling on the  
3 motion for judgment. If the court denies the motion, the parties must return to court and address  
4 damages. Should this happen, the damages being claimed by Plaintiff in this action will be affected.

5 **I.**

6 **SUPPLEMENTAL DISCLOSURES [Rule 26(e)]**

7 Plaintiff and Defendant have exchanged initial disclosures. The parties will supplement  
8 those disclosures, if necessary, including advising of additional witnesses, documents or categories  
9 of documents available for inspection and copying, and categories of damages. Defendant will  
10 identify and provide copies of all insurance policies that may satisfy part of a judgment in this  
11 action, if granted.

12 **II.**

13 **POTENTIAL WITNESSES [Fed. R. Civ. P. 26(a)(1)(A)]**

14 The parties submit this disclosure statement pursuant to Rule 26 of the Federal Rules of  
15 Civil Procedure. Pursuant to Fed. R. Civ. P. 26(e), the parties reserve their right to supplement the  
16 disclosures made herein as discovery continues.

- 17 1. PMK of Hunter Insurance Services, Inc.  
18 c/o Murchison & Cumming, LLP  
19 Michael J. Nuñez, Esq.  
20 6900 Westcliff Drive, Suite 605  
21 Las Vegas, Nevada 89145

22 Person Most Knowledgeable is expected to testify as to the facts and circumstances  
23 surrounding the alleged incident which is the subject of this lawsuit.

- 24 2. Angela White  
25 c/o Murchison & Cumming, LLP  
26 Michael J. Nuñez, Esq.  
27 6900 Westcliff Drive, Suite 605  
28 Las Vegas, Nevada 89145

Ms. White is expected to testify as to the facts and circumstances surrounding the alleged  
incident which is the subject of this lawsuit.

Case No. 2:11-cv-01466 KJD PAL

V.

**DISCLOSURE OR DISCOVERY OF ELECTRONICALLY-STORED INFORMATION**

**[FRCP 26(f)(3)(C)]**

The parties are unaware of any issues regarding the disclosure or discovery of electronically-stored information at this point.

VI.

**CLAIMS OF PRIVILEGE OR PROTECTION [FRCP 26(f)]**

The parties are unaware of any issues requiring a protective order at this time.

VII.

**APPLICABLE DEADLINES**

**[LR 26-1]**

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|----|--|-------------------|
| A. | <u>Amending pleadings and adding parties</u> | August 3, 2012    |
| B. | <u>Expert disclosures</u>                    |                   |
| 1. | <u>Initial Expert Disclosures:</u>           | July 30, 2012     |
| 2. | <u>Rebuttal Expert Disclosures:</u>          | August 29, 2012   |
| C. | <u>Discovery Cut-Off [LR 26-1(e)(1)]:</u>    | October 31, 2012  |
| D. | <u>Dispositive Motions [LR 26-1(e)(4)]:</u>  | November 30, 2012 |
| E. | <u>Joint Pre-Trial Order [LR 26-1(e)(5)]</u> | December 30, 2012 |

Dated: May 7, 2012

MURCHISON & CUMMING, LLP

By:                     /s/                      
Michael J. Nuñez, Esq.  
Nevada Bar No. 10307  
6900 Westcliff Drive, Suite 605  
Las Vegas, Nevada 89145  
Attorneys for Hunter Insurance Service, Inc.

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1 Dated: May 7, 2012

BRANSON BRINKOP GRIFFITH & STRONG, LLP


2  
3 By: \_\_\_\_\_/s/

4 Michele O. Blais, Esq.  
5 California Bar No. 157132  
6 643 Bair Island Rd., Suite 400  
7 Redwood City, CA 94063  
8 Attorneys for ProBuilders Specialty Insurance  
9 Services, RRG

10 ORDER

11 IT IS ORDERED that the parties' [25] Amended Joint Discovery Plan and  
12 Scheduling Order; Special Scheduling Review Requested, is DENIED. Counsel shall  
13 submit either a status report indicating when this matter will be dismissed or a discovery  
14 plan and scheduling order within 14 days of a decision in the underlying state court  
15 action which counsel advised this court during the 5/08/12 hearing is expected in no  
16 longer than 60 days.

17 DATED this 14th day of May, 2012.

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19 Peggy A. Leen  
20 United States Magistrate Judge  
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